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Attorney for Defendant
STUART MARTIN ALLEN

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,)	No. CR-S-04-0438 DFL
)	
Plaintiff,)	
)	STIPULATION AND [PROPOSED ORDER]
v.)	
)	
STUART MARTIN ALLEN,)	Date: June 23, 2005
)	Time: 10:00 A.M.
)	
)	Judge: Hon. David F. Levi
Defendant.)	

IT IS HEREBY STIPULATED by and between the parties hereto through their respective counsel, WILLIAM WONG, Assistant United States Attorney, attorney for Plaintiff, LINDA HARTER, Assistant Federal Defender, attorney for defendant, that the current Status Conference date of June 2, 2005 be vacated and a new Status Conference date of June 23, 2005 at 10:00 a.m. be set.

Defense counsel has not received a written plea offer in this case. In addition, defense counsel has received additional discovery that she will need to review with her client.

It is further stipulated and agreed between the parties that the period beginning June 2, 2005 to June 23, 2005, should be excluded in

1 computing the time within which the trial of the above criminal
2 prosecution must commence for purposes of the Speedy Trial Act for
3 defense preparation. All parties stipulate and agree that this is an
4 appropriate exclusion of time within the meaning of Title 18, United
5 States Code, Section 3161(h)(8)(iv) (Local Code T4) and that the ends
6 of justice to be served by a continuance outweigh the best interests of
7 the public and the defendant in a speedy trial.

8 Dated: June 1, 2005

9 Respectfully submitted,

10 QUIN DENVIR
11 Federal Defender

12 /S/LINDA HARTER
13 LINDA HARTER
14 Assistant Federal Defender
15 Attorney for Defendant
16 STUART MARTIN ALLEN

17 MCGREGOR W. SCOTT
18 United States Attorney

19 Dated: June 1, 2005

20 BY: /S/WILLIAM WONG
21 WILLIAM WONG
22 Assistant U.S. Attorney
23
24
25
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27 Stipulation and order/Stuart Allen\Cr-S-04-438
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ORDER

Based on the parties' stipulation and good cause appearing therefrom, the Court hereby adopts the stipulation of the parties in its entirety as its order. The Court specifically finds that the ends of justice served by the granting of such continuance outweigh the interests of the public and the defendant in a speedy trial.

IT IS SO ORDERED.

DATED: 6/2/2005

A handwritten signature in black ink, appearing to read "David F. Levi", is written over a horizontal line.

DAVID F. LEVI
United States District Judge

Stipulation and order/Stuart Allen/Cr-S-05-174